

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
JONESBORO DIVISION

SAKIMA IBAN SALIH EL BEY

PLAINTIFF

v.

No. 3:19-cv-53-DPM

JOHNSON, Officer, West Memphis
Police Department; MCELROY,
Officer, West Memphis Police
Department; WEST MEMPHIS
POLICE DEPARTMENT; ARKANSAS,
STATE OF; ASA HUTCHINSON; and
DOES, Congress of Arkansas House of
Representatives and Congress of Arkansas
Senate

DEFENDANTS

ORDER

El Bey's motion to vacate, *No. 10*, is denied. He invoked this Court's jurisdiction by filing his case and raising questions of federal law. 28 U.S.C. § 1331. He argues the *Heck* issue, but is mistaken about the reach of that precedent. *Heck v. Humphrey*, 512 U.S. 477, 484-87 (1994). He also now cites the recusal statute, 28 U.S.C. § 455, but no request for recusal was made and the Court knows of no basis on which its impartiality might reasonably be questioned.

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

4 June 2019